

Case 3:20-cv-12295-UNQ-DEA Document 1 Filed 09/03/20 Page 1 of 10 PageID: 1
NOTICE OF BEING SUITED TO DEFENDANT IN
THE STATE OF PENNSYLVANIA ON Sept 13, 2020
FORM TO BE USED BY A PRISONER IN FILING A
CIVIL RIGHTS COMPLAINT

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

Lauren Hattley

(Enter above the full name of the plaintiff in this action)

COMPLAINT

v.

Civil Action No. _____

(To be supplied by the Clerk of the Court)

EDNA MATTAN Correctional
Facility Administrator SARA DAVIS,
Administrator Ms. Heller, Administrator
ST Paul and All CEO's & Chief Executives

(Enter above the full name of the defendant or defendants in this action)

RECEIVED

SEP 03 2020

AT 8:30 WILLIAM T. WALSH M
CLERK

INSTRUCTIONS – READ CAREFULLY

1. This complaint must be legibly handwritten or typewritten, signed by the plaintiff and subscribed to under penalty of perjury as being true and correct. All questions must be answered concisely in the proper space on the form. Where more space is needed to answer any question, attach a separate sheet.
2. In accordance with Rule 8 of the Federal Rules of Civil Procedure, the complaint should contain (1) a short and plain statement of the grounds upon which the court's jurisdiction depends, (2) a short plain statement of the claim showing that you are entitled to relief, and (3) a demand for judgment for the relief which you seek.
3. You must provide the full name of each defendant or defendants and where they can be found.
4. You must send the original and one copy of the complaint to the Clerk of the District Court. You must also send one additional copy of the complaint for each defendant to the Clerk. Do not send the complaint directly to the defendants.
5. Upon receipt of a fee of \$350.00, your complaint will be filed. You will be responsible for service of a separate summons and copy of the complaint on each defendant. See Rule 4, Federal Rule of Civil Procedure.

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6. If you cannot prepay the \$350.00 filing fee, you may request permission to proceed in forma pauperis in accordance with the procedures set forth below. (If there is more than one plaintiff, each plaintiff must separately request permission to proceed in forma pauperis.)

The Prison Litigation Reform Act of 1996 ("PLRA"), effective April 26, 1996, has made significant changes to the in forma pauperis statute, 28 U.S.C. § 1915. The statute no longer provides for waiver of court filing fees for prisoners who are granted leave to proceed in forma pauperis. A prisoner who is granted leave to proceed in forma pauperis is not required to pay the filing fees in advance, but the prisoner is obligated to pay the entire filing fee in installment payments regardless of the outcome of the proceeding. This obligation to pay the filing fee continues even if the prisoner is transferred to another prison. Therefore, before submitting this application to the Clerk of the Court, a prisoner should consider carefully whether he or she wishes to go forward with the action.

The PLRA obligates prisoners who are granted in forma pauperis status to pay the entire filing fee in the following manner, regardless of the outcome of the litigation. 28 U.S.C. § 1915(b)(1) and (2). The agency having custody over the prisoner shall deduct from the prisoner's institutional account and forward to the Clerk of the Court (1) an initial partial filing fee equal to 20% of the greater of the average monthly deposits to the prisoner's account or the average monthly balance in the prisoner's account for the six-month period immediately preceding the filing of the complaint, and (2) payments equal to 20% of the preceding month's income credited to the prisoner's institutional account each month the amount in the account exceeds \$10.00, until the \$350.00 filing fee is paid. 28 U.S.C. § 1915(b)(1) and (2). However, a prisoner who has no assets and no means by which to pay the initial partial filing fee will not be prohibited from bringing a civil action. 28 U.S.C. § 1915(b)(4).

Each prisoner plaintiff who desires to proceed in forma pauperis must submit the following to the Clerk of the Court:

- a. a completed, signed, and dated application to proceed in forma pauperis (attached hereto); and
- b. a certified copy of your prison account statement for the 6-month period immediately preceding submission of this application, listing the account balance and all deposits into the account. A prison account statement must be obtained from the appropriate official of each prison at which you are or were confined during the preceding 6 months.

7. If your application to proceed in forma pauperis does not conform to these instructions, you will be notified by letter of the nature of the deficiencies. If these deficiencies are not cured within 120 days of the date of the letter, the complaint will be deemed withdrawn, the Clerk's file will be closed, and no fees will be assessed against you.

8. If you are given permission to proceed in forma pauperis, the Clerk will prepare and issue a copy of the summons for each defendant. The copies of summonses and the copies of the complaint which you have submitted will be forwarded by the Clerk to the United States

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Marshal, who is responsible for service. The Marshal has USM-285 forms you must complete so that the Marshal can locate and serve each defendant. If the forms are sent to you, you must complete them in full and return the forms to the Marshal.

QUESTIONS TO BE ANSWERED

1. Jurisdiction is asserted pursuant to (CHECK ONE)

42 U.S.C. § 1983 (applies to state prisoners)

Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics,
403 U.S. 388 (1971) and 28 U.S.C. § 1331 (applies to federal prisoners)

If you want to assert jurisdiction under different or additional statutes, list these below:

2. Previously Dismissed Federal Civil Actions or Appeals

If you are proceeding in forma pauperis, list each civil action or appeal you have brought in a federal court while you were incarcerated or detained in any facility, that was dismissed as frivolous or malicious, or for failure to state a claim upon which relief may be granted. Please note that a prisoner who has on three or more prior occasions, while detained in any facility, brought an action or appeal in a federal court that was dismissed as frivolous or malicious, or for failure to state a claim upon which relief may be granted, will be denied in forma pauperis status unless that prisoner is under imminent danger of serious physical injury. See 28 U.S.C. § 1915(g).

a. Parties to previous lawsuit:

Plaintiff(s): Lauren Whitley

Defendant(s): EDNA Mattaw Correctional Facility, Administrator Sara Davis,

Administrator Ms. Keller, Administrator MR. ST Paul and all CEO or chief executive

b. Court and docket number: _____

c. Grounds for dismissal: () frivolous () malicious () failure to state a claim upon which relief may be granted

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d. Approximate date of filing lawsuit: 8-18-2020

e. Approximate date of disposition: 8-18-2020

If there is more than one civil action or appeal, describe the additional civil actions or appeals using this same format on separate sheets.

3. Place of Present Confinement? Edna Matawan Correctional Facility

4. Parties

(In item (a) below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

a. Name of plaintiff: Laurie Whetley

Address: PO Box 4004 Clinton, NJ 08809

Inmate #: 166520E

b. First defendant -- name: EDNA Matawan Correctional Facility Sara Davis

Official position: Lead Administrator

Place of employment: EDNA Matawan Correctional Facility

How is this person involved in the case?

(i.e., what are you alleging that this person did or did not do that violated your constitutional rights?)

Fraud misrepresentation, gross Negligence, Tampering with evidence
Tampering with Legal mail, Mental & emotional distress, Pain & suffering,
CRUEL & UNUSUAL Punishment, Hippa Violation and Defamation of
Slander, Due Process 14th Amendment

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c. Second defendant – name: Ms Kellie

Official position: 2nd Administrator

Place of employment: EDNA McHan Correctional Facility

How is this person involved in the case?

(i.e., what are you alleging that this person did or did not do that violated your constitutional rights?)

Fraud Misrepresentation, gross Negligence, Tampering with evidence,
Tampering with Legal mail, Mental & emotional distress, Pain & suffering
Cruele & unusual punishment, Hippa violation, Defamation & Slander
Due Process 14th Amendment

d. If there are more than two defendants, attach a separate sheet. For each defendant specify: (1) name, (2) official position, (3) place of employment, and (4) involvement of the defendant.

5. I previously have sought informal or formal relief from the appropriate administrative officials regarding the acts complained of in the Statement of Claims on page 6.

Yes No

If your answer is "Yes," briefly describe the steps taken, including how relief was sought, from whom you sought relief, and the results.

I continued to take proper steps by filing grievances
to Administration AND Special Investigating Division IN Regards TO
several assaults done to me By inmates, Admin HAS never addressed
the situation, that caused me to harm myself after numerous cries for
Help AND in the event of self harm I was assaulted by staff.
If your answer is "No," briefly explain why administrative remedies were not exhausted.

S. defendant Name / Mr. ST Paul

Official Position / 3rd Administrator

Place of employment / Esna Mattan Correctional Facility

How is this Person involved in the case. What are you alleging this Person did or did not do that violated your Constitutional Rights:

Fraud MisRepresentation, gross Negligence, Tampering with Evidence, Tampering with Legal mail, Mental & emotional distress, Pain & suffering, CRUEL & unusual Punishment, Hippa Violation, Defamation, slander, Due Process 14th Amendment.

Note: that I Was refused to be sent out to Hospital for Rape Kit. Once Primary Doctor was aware of my condition I WAS sent out 5 days after my sexual assault, Administration instructed SID to then instruct the Clinical Personnel at "Hunderton Medical Center" to not collect evidence regarding my sexual assault and to not perform a rape kit, and to not take pictures of the bruises that were visible.

I'm TO BE Discharged TO Detainee in P.A.

"Please send further mail to Parole & Probation

1101 S. Front Street, HARRISBURG, PA, 17104, if you cannot mail it to P.O. Box 4004, Clinton, NJ 08809 "Before Sept 13, 2020"

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6. Statement of Claims

(State here as briefly as possible the facts of your case. Describe how each defendant violated your rights, giving dates and places. If you do not specify how each defendant violated your rights and the date(s) and place of the violations, your complaint may be dismissed. Include also the names of other persons who are involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach a separate sheet if necessary.)

ON July 9th, 2020 I Reported being sexually assaulted I was Refused the Right to Have a Rape Examination Kit By SARAH DAVIS and Fellow Administrator's Mrs. Keller, and Mr. ST Paul. Because of this I Had an incident of self harm this same day around 3:00^{pm}. I asked to place a call to my Private Attorney and was denied my Right to Counsel which violated my 14th Amendment Right TO due Process. During several other attempts to Harm myself I was drugged outside naked in the Rain IN Front of civilians AND male officers exposing my Breast & genital area. I Had male SGTs all over my Naked body & also Male officers, I was subjected to excessive Force By the SGTs & officers, once Administrators SARAH DAVIS & Above Administrators Learned what else Happened They gave me DISCIPLINARY charges Keeping ^{ME} I was secluded in a cell 24/7 as a day Without Receiving daily Fresh AIR exercise I would Refuse TO send my Legal mail out, and give me my incoming legal. They Have Refused to let me have my Court order Phone calls w/ my Children, Administrators Have gone the SGTs that engage with daily the impression to treat me poorly By telling them things that are not true. As I'm a Thug, I'm ASSAULTIVE & AGGRESSIVE which HAS HARMED my REPUTATION. These Things are DONE to Deflect off the Abuse I SUFFERED FROM, THAT ADMIN Refuses to speak to me about it. I have no one to speak to, and I have no one to speak to.

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7. Relief

(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

I call for these Administrators to Resign, These Needs TO
Be proper protocol procedures TO Handle inmates especially
Female inmates, inmates that are mental Health. + seek
Punitive Damages as well for my Personal injuries
AND Also Correction staff should have to wear Body Camera at
all times, AND NO male officer should be allowed TO
Deal w/ Female inmates when A Event Requires The inmate
Being Nude.

8. Do you request a jury or non-jury trial? (Check only one)

() Jury Trial

() Non-Jury Trial

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 18th day of August 2020.



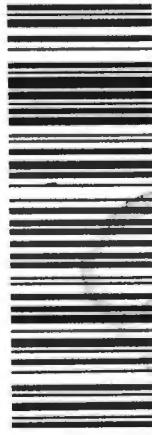
Signature of plaintiff¹

¹ EACH PLAINTIFF NAMED IN THE COMPLAINT MUST SIGN THE COMPLAINT HERE. ADD ADDITIONAL LINES IF THERE IS MORE THAN ONE PLAINTIFF. REMEMBER, EACH PLAINTIFF MUST SIGN THE COMPLAINT.

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

CERTIFIED MAIL

Lauren Whalley
P/O Box 4004
Clinton, NJ 08811



7819 140 0000 6829 4799

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United States District Court
for the District of New Jersey
402 E State St
Trenton, NJ 08608



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